IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.1118 OF 2005

Office Notes, Office Memoranda of Coram, appearances, Court's Order or Directions and Registrar's Orders	Court's or Judge's Orders

Mrs.V.R. Bhonsale, APP, for Applicant

CORAM: **V.G. PALSHIKAR & SMT.NISHITA MHATRE, JJ.**

DATED: **MARCH 17, 2005**

P.C.:

. By this application, the State seeks leave to appeal against the order dated 17.1.2004 passed by the learned trial Judge. The learned Judge convicted the accused under section 304 of Indian Penal Code and acquitted them under section 302 of the Indian Penal Code. The contention is that the learned Judge should have convicted them for murder. Taking into consideration the appreciation of evidence by the learned Judge taking a view that it is a case of

culpable homicide not amounting murder, cannot be said to be a perverse view. Hence, no interference is called for. Leave rejected.